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2 **ROBERT J. PERKISS, ESQ (State Bar # 62386)**  
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11 File No. 51.417

12 Attorneys for Plaintiffs  
13 NEW CONTENDERS, INC.: DILLON PRODUCTIONS, INC.

14 UNITED STATES DISTRICT COURT  
15  
16 NORTHERN DISTRICT OF CALIFORNIA  
17  
18 SAN FRANCISCO DIVISION

12 NEW CONTENDERS, INC.; DILLON )	CASE NO. CV08-0148-MEJ
13 PRODUCTIONS, INC., )	
14 Plaintiffs, )	APPLICATION FOR ENTRY OF DEFAULT
15 vs. )	
16 KI RYE CHONG doing business as )	
17 Skyscraper Club, )	
18 Defendant. )	

19 COMES NOW Plaintiff who hereby moves this court for an entry of a default, for the  
20 failure of the Defendant KI RYE CHONG doing business as Skyscraper Club, based upon service  
21 of process of April 8, 2008 and failure to respond.

22 DATED: August 25, 2008

COOK COLLECTION ATTORNEYS

23 By: /s/ David J. Cook  
24 DAVID J. COOK, ESQ. (SB# 060859)  
25 Attorneys for Plaintiffs  
26 NEW CONTENDERS INC.;  
27 DILLON PRODUCTIONS INC.,

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13 NEW CONTENDERS, INC.; DILLON PRODUCTIONS. INC.

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

12 NEW CONTENDERS, INC.; DILLON )	CASE NO. CV08-0148-MEJ
13 PRODUCTIONS. INC., )	
14 Plaintiffs, )	MEMORANDUM OF POINTS AND
15 vs. )	AUTHORITIES IN SUPPORT OF
16 KI RYE CHONG doing business as )	APPLICATION FOR ENTRY OF DEFAULT
17 Skyscraper Club, )	
18 Defendant. )	

19 **I. INTRODUCTION.**

20 Suit has been filed on behalf of Plaintiffs by which to renew the underlying judgment in the  
21 above-entitled action, by filing an independent action in this court pursuant to FRCP 69(a) and  
22 C.C.P. § 337.5(3). Defendant KI RYE CHONG has been serviced, and the Proof of Service has  
23 been filed with the court as Docket No. 5. KI RYE CHONG has failed to respond to the  
24 Complaint, and no answer or other pleading has been filed. KI RYE CHONG is not a member of  
25 the armed forces, and therefore not entitled to the Soldiers and Sailor's Relief Act of 1940, or any  
26 other bar to the entry of a default therein.

27 **II. RELIEF SOUGHT.**

28 Plaintiff therefore requests that the Clerk of this court enter the default of KI RYE

1 CHONG, and that the matter may be set for a default hearing.

2 DATED: August 25, 2008

COOK COLLECTION ATTORNEYS

3  
4 By: /s/ David J. Cook  
DAVID J. COOK, ESQ. (SB# 060859)  
Attorneys for Plaintiffs  
5 NEW CONTENDERS INC.; DILLON  
6 PRODUCTIONS INC.

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19 NEW CONTENDERS, INC.; DILLON ) CASE NO. CV08-0148-MEJ  
20 PRODUCTIONS, INC., )  
21 ) ENTRY OF DEFAULT  
22 Plaintiffs, )  
23 vs. )  
24 )  
25 KI RYE CHONG doing business as )  
26 Skyscraper Club, )  
27 )  
28 Defendant. )

19 The Clerk of the Court hereby enters the default of Defendant KI RYE CHONG, based  
20 upon the failure to file any responsive pleading within the time allowed by law,  
21

22 DATED: \_\_\_\_\_ CLERK, by \_\_\_\_\_, Deputy  
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